

April 2005

Update: Managing a Trial Under The Controlled Substances Act

CHAPTER 15

Sentencing

15.2 Sentencing for Major Controlled Substance Offenses

C. Major Controlled Substance Offenses That Require Consecutive Sentences

4. Court of Appeals Cases Interpreting §7401(3)

Insert the following text as the third bulleted item on page 323:

- ♦ *People v Wyrick*, ___ Mich App ___, ___ (2005)

A defendant's second conviction for misdemeanor possession of marijuana, punishable by up to two years' imprisonment, qualifies as "another felony" for purposes of the consecutive sentencing mandate in MCL 333.7401(3).